

1 The Honorable Barbara J. Rothstein
2
3
4
5
6
7
8

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 MARTIN LUTHER KING, JR. COUNTY, *et*
10 *al.*,

11 Plaintiffs,

12 v.

13 SCOTT TURNER, *et al.*,

14 Defendants.

Case No. 2:25-cv-00814-BJR

**DEFENDANTS' UNOPPOSED MOTION
FOR LEAVE TO SUPPLEMENT THE
RECORD**

Preliminary Injunction Hearing:
May 21, 2025, at 2:00 p.m.

15
16 Defendants respectfully request leave to supplement the record with the attached
17 declaration by Kevin Osborn, Grant Systems Division Chief for the Federal Transit
18 Administration's (FTA) Office of Program Management. The declaration responds to an argument
19 Plaintiffs made for the first time in their reply brief: that "FTA has unilaterally, retroactively, and
20 without notice applied the new Master Agreement to previously executed grants." Dkt. 58 at 2.
21 Mr. Osborn explains this is incorrect and details FTA's electronic grants system. Defendants
22 submit the declaration will aid in the Court's consideration of the parties' arguments.

23 Counsel for Defendants contacted Plaintiffs' counsel regarding their position on this
24 motion; Plaintiffs do not oppose this motion.

DEFENDANTS' UNOPPOSED MOTION FOR LEAVE
TO SUPPLEMENT THE RECORD
[Case No. 2:25-cv-00814-BJR] - 1

UNITED STATES ATTORNEY
700 STEWART STREET, SUITE 5220
SEATTLE, WASHINGTON 98101
(206) 553-7970

1 Dated May 21, 2025.

2 Respectfully submitted,

3 TEAL LUTHY MILLER
4 Acting United States Attorney

5 s/ Brian C. Kipnis
6 BRIAN C. KIPNIS

7 s/ Annalisa L. Cravens
8 ANNALISA L. CRAVENS

9 s/ Sarah L. Bishop
10 SARAH L. BISHOP
11 Assistant United States Attorneys
12 United States Attorney's Office
13 Western District of Washington
14 700 Stewart Street, Suite 5220
15 Seattle, Washington 98101
16 Phone: 206-553-7970
17 Fax: 206-553-4067
18 Email: brian.kipnis@usdoj.gov
annalisa.cravens@usdoj.gov
sarah.bishop@usdoj.gov

19 *Counsel for Defendants*